



## **POLICY CONCERNING THE PROTECTION OF PERSONAL INFORMATION**

### **Introduction**

Canadian Amateur Baseball Federation, known as Baseball Canada, is a not-for-profit amateur sport organization and is the national sport organization for baseball in Canada. In the course of providing our programs and services, Baseball Canada may collect and transfer to other baseball organizations Personal Information. We have prepared this policy to inform you about Baseball Canada's ongoing commitment to ensuring that the Personal Information obtained during the course of our activities remains accurate and confidential.

### **What is Personal Information?**

We consider "Personal Information" to mean any information about an identified individual or an individual whose identity may be inferred or determined from such information, other than business contact information (e.g. name, title, business address). This Policy does not cover aggregated data from which the identity of an individual cannot be determined. Baseball Canada retains the right to use aggregated data in any way that it determines appropriate.

### **Why Baseball Canada May Collect Personal Information**

Baseball Canada may use the Personal Information provided verbally or in writing (including via electronic media) by participants, partner organizations, or other third parties in order to:

- (a) Regulate competition within Canada, including confirming eligibility of athletes for competitions;
- (b) Submit information to international baseball associations to allow for participation in international events by players, coaches and umpires;
- (c) Submit information to Coaching Association of Canada ("CAC") to administer the National Coaching Certification Program and maintain the associated database;
- (d) Enable CAC to administer the Women in Coaching program, the Sport Nutrition for Athletes and Coaches program and other internal programs;
- (e) Track participant accreditations;
- (f) Administer CAC's scholarship and grant programs;
- (g) Organize various conferences that provide professional development and networking opportunities for coaches, umpires and sport leaders;
- (h) Manage various awards and recognition programs;
- (i) Provide information to participants, partner organizations and others about programs and services;
- (j) Manage our relationship, and communicate, with, among others, participants and partner organizations;
- (k) Meet legal and regulatory requirements; and
- (l) Such other purposes consistent with these purposes.

The personal information we ask for will depend upon which services you may be interested in obtaining.

## How Baseball Canada Collects and Uses Personal Information

Baseball Canada only collects uses and discloses Personal Information for purposes that would be considered reasonable in the circumstances and only such information as is required for the purposes of providing services or information to participants, partner organizations and others. We use only fair and lawful methods to collect Personal Information.

Our use of Personal Information is limited to the purposes described in this Policy. Baseball Canada does not otherwise sell, trade or barter Personal Information. Personal Information may be exchanged or disclosed to a third party for the purposes identified below.

## When Baseball Canada May Disclose Your Personal Information

Baseball Canada may disclose your Personal Information to:

- a) The relevant Provincial Baseball Associations;
- b) Provincial or Territorial Coaching Coordinators;
- c) Provincial or Territorial Umpiring Coordinators;
- d) CAC;
- e) The National Coaching Certification Council and its members and associate members;
- f) The National Coaching Institutes;
- g) Governmental agency funders of Baseball Canada;
- h) Tournament hosts running Baseball Canada events;
- i) Print and electronic media in connection with awards and recognition programs and reasonable promotion of national teams and national events;
- j) Individuals or organizations who assist Baseball Canada in informing you about our products or services;
- k) Individuals or organizations who are our advisers or service providers; and
- l) Individuals or organizations involved in
  - i) Maintaining, reviewing and developing our business systems, procedures and infrastructure including testing or upgrading our computer systems; or
  - ii) A reorganization of Baseball Canada.

In the event sensitive Personal Information is provided to Baseball Canada, we will not disclose such Personal Information unless it is required in order to provide a participant or partner organization with our services.

Where Baseball Canada discloses Personal Information to organizations that perform services on its behalf, we will require those service providers to use such information solely for the purposes of providing services to Baseball Canada, participants, partner organizations or the person concerned and to have appropriate safeguards for the protection of that Personal Information.

Where Personal Information may be subject to transfer to another organization in contemplation of a merger or reorganization of all or part of Baseball Canada, we will do this only if the parties have entered into an agreement under which the collection, use and disclosure of the information (including any Personal Information) is restricted to those purposes that relate to the transaction, including a determination of whether or not to proceed with the transaction, and is to be used by the parties to carry out and complete the transaction.

Please note that there are circumstances where the use and/or disclosure of Personal Information may be justified or permitted or where Baseball Canada is obliged to disclose information *without* consent. Such circumstances may include:

- a) Where required by law or by order or requirement of a court, administrative agency or governmental tribunal;

- b) Where Baseball Canada believes, upon reasonable grounds, that it is necessary to protect the rights, privacy, safety or property of an identifiable person or group;
- c) Where it is necessary to establish or collect monies owing to Baseball Canada;
- d) Where it is necessary to permit Baseball Canada to pursue available remedies or limit any damages that we may sustain; or
- e) Where the information is public.

Where obliged or permitted to disclose information without consent, Baseball Canada will not disclose more information than is required.

## **Consent**

Unless permitted by law, no Personal Information is collected, without first obtaining the consent of the individual concerned, for the collection, use and dissemination of that information. However, we may seek consent to use and disclose Personal Information after it has been collected in those cases where Baseball Canada wishes to use the information for a purpose not identified in this Policy or not previously identified or for which the individual concerned has not previously consented.

**By providing Personal Information to Baseball Canada you agree and consent that we may collect, use and disclose your Personal Information in accordance with this Policy.** In addition, where appropriate, additional authorizations or consents may be obtained from time to time.

In most cases and subject to legal and contractual restrictions, you are free to refuse or withdraw your consent at any time upon reasonable, advance notice. It should be noted that in certain circumstances, certain services can only be offered if you provide Personal Information to Baseball Canada (and CAC). Consequently, if you choose not provide us with any required Personal Information, we may not be able to offer you the services requested. We will inform you of the consequences of the withdrawal of consent.

## **The Accuracy and Retention of Personal Information**

Baseball Canada endeavors to ensure that any Personal Information provided and in its possession is as accurate, current and complete as possible for the purposes for which we use that information. If we become aware that Personal Information is inaccurate, incomplete or out of date, Baseball Canada will revise the Personal Information and, if necessary, use its best efforts to inform third parties which were provided with inaccurate information so that those third parties may also correct their records.

We keep your Personal Information only as long as it is required for the reasons it was collected. The length of time we retain information varies, depending on the service and the nature of the information. This period may extend beyond the end of a person's relationship with us but it will be only for so long as it is necessary for us to have sufficient information to respond to any issues that may arise at a later date.

When your Personal Information is no longer required for Baseball Canada's purposes, we have procedures to destroy, delete, erase or convert it into an anonymous form.

Currently, the principal places in which Baseball Canada holds Personal Information are in the main server in Delaware, USA or in British Columbia.

## **Protection of Personal Information**

Baseball Canada endeavours to maintain appropriate physical, procedural and technical security with respect to its offices and information storage facilities so as to prevent any loss, misuse, unauthorized access, disclosure, or modification of Personal Information. This also applies to our disposal or destruction of Personal Information.

Baseball Canada further protects Personal Information by restricting access to it to those employees that the management of Baseball Canada has determined need to know that information in order that we may provide our products or services or information.

If any employee of Baseball Canada misuses Personal Information, this will be considered as a serious offence for which disciplinary action may be taken, up to and including termination of employment. If any individual or organization misuses Personal Information that has been disclosed by Baseball Canada – for the purpose of providing services to or for Baseball Canada – this will be considered a serious issue for which action may be taken, up to and including termination of any agreement between Baseball Canada and that individual or organization.

## **Access to Your Personal Information**

Baseball Canada permits the reasonable right of access and review of Personal Information held by us about an individual and will endeavour to provide the information in question within a reasonable time, generally no later than 30 days following the request. To guard against fraudulent requests for access, we may require sufficient information to allow us to confirm that the person making the request is authorized to do so before granting access or making corrections.

We will provide information from our records in a form that is easy to understand. Baseball Canada reserves the right not to change any Personal Information but will append any alternative text the individual concerned believes to be appropriate.

Baseball Canada reserves the right to decline to provide access to Personal Information where the information requested:

- a) Would disclose (i) Personal Information, including opinions, about another individual or about a deceased individual; or (ii) trade secrets or other business confidential information that may harm Baseball Canada or the competitive position of a third party;
- b) Would interfere with contractual or other negotiations of Baseball Canada or a third party;
- c) Is subject to solicitor-client or litigation privilege;
- d) Is not readily retrievable and the burden or cost of providing would be disproportionate to the nature or value of the information;
- e) Does not exist, is not held, or cannot be found by Baseball Canada;
- f) Could reasonably result in (i) serious harm to the treatment or recovery of the individual concerned, (ii) serious emotional harm to the individual concerned or another individual, or (iii) serious bodily harm to another individual;
- g) May harm or interfere with law enforcement activities and other investigative or regulatory functions of a body authorized by law to perform such functions; or
- h) May be withheld or is requested to be withheld under applicable legislation.

Where information will not or cannot be disclosed, the individual making the request will be provided with the reasons for non-disclosure.

Baseball Canada will not charge you for verifying or correcting your information, however, to the extent permitted by applicable law, there may be a minimal charge imposed if you need a copy of records.

## **Website**

Our web servers track general information about visitors such as their domain name, time of visit and which pages are being accessed. This information is used internally, only in aggregate form, to better serve visitors by helping us to:

- a) Manage our site;

- b) Diagnose any technical problems; and
- c) Improve the content of our website.

In browsing the web, you will encounter a technology known as “cookies”. “Cookies” are files or pieces of information that may be stored in a computer’s hard drive when an individual visits a website. Most Internet browsers are initially set to accept cookies. If you do not wish to accept cookies, you can set yours to refuse cookies or to alert you when cookies are being sent. “Session” cookies are temporary bits of information that are erased once a visitor exits its web browser window or otherwise turn its computer off. Session cookies are used to improve navigation on websites and to collect aggregate statistical information. Baseball Canada’s website does use session cookies.

“Persistent” cookies are more permanent bits of information that are placed on the hard drive of a visitor’s computer and stays there unless it is deleted. Persistent cookies store information on a visitor’s computer for a number of purposes, such as retrieving certain information previously provided (e.g., passwords), helping to determine what areas of the website visitors find most valuable, and customizing the website based on visitor preferences. Baseball Canada’s website does use persistent cookies.

We do not share Personal Information obtained through cookies with any third parties.

We have no control over the content of third party websites that individuals may access through hyperlinks at our website. We encourage everyone to read the privacy policy of every website they visit.

### **Resolving Your Privacy Concerns**

In the event of questions about: (i) access to your Personal Information; (ii) our collection, use, management or disclosure of Personal Information; or (iii) this Policy; please contact Baseball Canada’s privacy officer by sending an e-mail to [kmcintosh@baseball.ca](mailto:kmcintosh@baseball.ca) or calling **613-748-5606, ext 223** and asking to speak with Baseball Canada’s Privacy Officer, Kelsey McIntosh.

Baseball Canada will investigate all complaints and if a complaint is justified, we will take all reasonable steps to resolve the issue.